

S U M M A R Y A C T I O N M I N U T E S



REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA

Tuesday, March 18, 2003, 9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
10 Civic Center Plaza
Santa Ana, California

THOMAS W. WILSON
CHAIRMAN
Fifth District

JAMES W. SILVA
VICE CHAIRMAN
Second District

CHARLES V. SMITH
SUPERVISOR
First District

BILL CAMPBELL
SUPERVISOR
Third District

CHRIS NORBY
SUPERVISOR
Fourth District

ATTENDANCE: All Present

EXCUSED: None

PRESENT:	COUNTY EXECUTIVE OFFICER	James D. Ruth, Interim CEO
	COUNTY COUNSEL	Benjamin P. de Mayo
	CLERK OF THE BOARD	Darlene J. Bloom

INVOCATION: Supervisor Campbell, Third District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Silva, Second District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

James McConnell, Washington, D.C. Legislative Advocate will provide a legislative update

Chairman Wilson presented a resolution recognizing World TB Day

Chairman Wilson presented a resolution recognizing National Social Work Month

Supervisor Silva presented a resolution commending Gary Burton on his retirement

II. CONSENT CALENDAR (Items 1-37)

12345 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 23 WHICH RECEIVED A NO VOTE FROM SUPERVISOR CAMPBELL; ITEMS 32 & 33 WHICH WERE CONTINUED TO 3/25/03, 9:30 A.M.; AND ITEMS 8, 13, 35 & 37 WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

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BOARD APPOINTMENTS

1. **Supervisor Silva** - Veterans Advisory Council - Appoint Gilbert "Gil" J. Coerper, Huntington Beach, to complete term ending 1/2/05

Supervisor Norby:

2. Orange County Historical Commission - Appoint Paul R. Simons and Louis Reichman, Fullerton, for indefinite terms
3. Orange County Water Task Force - Appoint Roger Burtner, Fullerton, for an indefinite term

COMMENDATIONS/PROCLAMATIONS

4. **Supervisor Silva** - Adopt resolution commending Gary Burton on his retirement
RESO: 03-071

Chairman Wilson:

5. Adopt resolution commending Elaine Renta on her retirement
RESO: 03-072
6. Approve resolutions to recognize 18 recipients for Medal of Valor and Purple Heart Medal
RESO: 03-073 - 03-090
7. Adopt resolution commending Ed Jones on his retirement
RESO: 03-091

HOUSING AND COMMUNITY DEVELOPMENT

8. **Acting as the Board of Supervisors and Orange County Development Agency** - Approve change of administrative general partner from Pacific National Development to Meta Housing Corporation for Dorado Senior Apartments, L.P., Buena Park - District 4

14235 **APPROVED AS RECOMMENDED; DIRECTED STAFF TO PROVIDE BOARD WITH FINANCIAL ANALYSIS ON THE RESULTS OF LOSSES TO COUNTY AND OTHER ENTITIES AS A RESULT OF THE PROPERTY TAX EXEMPTIONS TAKEN ON THIS PROJECT AND WHAT IMPACTS TO RENTS WOULD OCCUR WITH RECAPTURING OF THE TAX EXEMPTION. FURTHER DIRECTED THAT STAFF AGENDIZE FOR CONSIDERATION BY THE BOARD A NEW POLICY WITH RESPECT TO PROJECTS WHICH ARE SUBJECT TO PROPERTY TAX EXEMPTIONS**

INTEGRATED WASTE MANAGEMENT DEPARTMENT

9. Approve plans and specifications and set bid opening for 4/30/03, 2:00 p.m., for construction of existing access road improvement project at Olinda Alpha Landfill; and make California Environmental Quality Act findings - District 3
10. Approve plans and specifications and set bid opening for 4/30/03, 2:00 p.m., for scale area and maintenance facilities improvement project at Frank R. Bowerman Landfill; and make California Environmental Quality Act findings - District 3

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JOHN WAYNE AIRPORT

11. Approve consent to assignment of interest in lease from Randall-Dunn-McHone Partnership dba South Coast Associates to Carl O. McKenzie 1990 Revocable Trust A for aircraft storage; and make California Environmental Quality Act and other findings - District 2 (Continued from 2/25/03, Item 12)

ORANGE COUNTY PUBLIC LIBRARY

12. Adopt resolution authorizing submission of grant application to California State Library, Office of Library Construction for Library Bond Act of 2000 funds for expansion of Laguna Niguel Branch Library - District 5
RESO: 03-093

PLANNING AND DEVELOPMENT SERVICES

13. Receive and file Financial Status Report - All Districts (Continued from 3/11/03; Item 14)
- 32415 **APPROVED AS RECOMMENDED**

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

14. Accept work with O'Donnell Construction for deck joint assembly replacement, Oso Parkway Bridge; project completed 2/15/02 (\$143,933.10) - District 5
15. Accept work with New West Signal for installation of street light conduits, Sherwood Forest area; project completed 12/5/01 (\$144,692.50) - District 4
16. Authorize release of security for street improvements, street lights, sewer and water systems and monumentation, Tract 15888, K. Hovnanian at the Gables, LLC, Ladera Ranch area - District 5
17. Authorize release of security for street improvements, street lights, sewer and water systems and monumentation, Tract 15886, K. Hovnanian at the Gables, LLC, Ladera Ranch area - District 5
18. Accept work with DJP Construction for kitchen and bathroom improvements, Probation/Joplin Youth Center; project completed 8/8/02 (\$241,778.50); and approve one year warranty effective 8/8/02 - District 3
19. Approve agreement D02-035 with San Clemente for cost sharing preparation of environmental documentation and project report, Avenida La Pata extension - District 5
20. Accept donation of fossil collection and storage cabinets from Regency Centers for public exhibit and display, Ralph B. Clark Paleo Interpretive Center (\$79,830) - District 4
21. Receive and file status report for Orange County Red Imported Fire Ant Program - All Districts
22. Approve amended agreement D02-014 with LAN Engineering Corporation for on-call services for bridge projects, extending term to 3/19/05 - District 3
23. Approve lease with West Marine Products Inc., dba West Marine for commercial space, Dana Point Harbor; and make California Environmental Quality Act findings - District 5 (Continued from 3/11/03, Item 19)

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Acting as the Orange County Flood Control District:

- 24. Accept work with Belczak & Sons, Inc. for construction of improvements to East Garden Grove-Wintersburg and Ocean View Channels, Huntington Beach; project completed 2/15/02 (\$5,652,397.87) - District 2
- 25. Accept work with J. F. Shea Co., Inc. dba Advanco Constructors for Talbert Channel improvements between Indianapolis Avenue and Adams Avenue; project completed 7/20/01 (\$3,749,234.03) - District 2

SOCIAL SERVICES AGENCY

- 26. Approve plans and specifications and set bid opening for 4/30/03, 2:00 p.m., for remodeling and restructuring of Interim Care Facility, Orange; and make California Environmental Quality Act findings - District 3

PUBLIC PROTECTION

District Attorney:

- 27. Adopt resolution approving grant agreement with State Office of Criminal Justice Planning for continued participation in State Major Narcotic Vendors Prosecution Program, 7/1/02 - 6/30/03 (\$167,399); authorize District Attorney or designee to execute future amendments under certain conditions; and make California Environmental Quality Act and other findings - All Districts
RESO: 03-092
- 28. Approve grant award agreement with State Office of Criminal Justice Planning for Educational Services Program, term ending 6/30/04 (\$95,000); and make California Environmental Quality Act and other findings - All Districts
- 29. **Probation** - Approve submission of Federal Equitable Sharing Agreement, 10/1/02 - 9/30/05 and Federal Annual Certification Report, FYs 2000-2002 for participation in Federal Equitable Sharing Program - All Districts

Sheriff-Coroner:

- 30. Approve plans and specifications and set bid opening for 4/23/03, 2:00 p.m., for improvements to Katella Training Facility parking lot, Orange; and make California Environmental Quality Act findings - District 3
- 31. Authorize use of bus for transporting students and chaperones participating in "Every 15 Minutes" drinking and driving awareness program, March 25-26, 2003; and make appropriate findings - District 3

GENERAL ADMINISTRATION

Assessor Department:

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32. Approve price agreement N1000005073 with Digital Map Products for customized photo imagery service, 3/11/03 - 3/10/06 (\$121,600 first year and \$66,600 second & third years) - All Districts

12345 **CONTINUED TO 3/25/03, 9:30 A.M.**

33. Approve agreement with AES, Inc. for intelligent photo imagery interface to link Assessor evaluation process to special database (\$69,000) - All Districts

12345 **CONTINUED TO 3/25/03, 9:30 A.M.**

County Executive Office:

34. Adopt resolution authorizing two additional years of service credit to eligible employees in Health Care Agency, Community Services Agency, Public Administrator and Public Guardian Programs, and Department of Child Support Services who retire from County service between 3/19/03 - 3/31/03 - All Districts
RESO: 03-094

35. Approve Legislative Bulletin including recommended positions on introduced or amended legislation - All Districts

34125 **APPROVED AMENDED POSITION ON AB 496 FROM "WATCH" TO "OPPOSE"**
N N

42135 **APPROVED STAFF RECOMMENDED POSITION ON SB 114 TO SUPPORT WITH AMENDMENTS**

41235 **APPROVED STAFF RECOMMENDED POSITION ON AB 1221 TO SEEK AMENDMENTS**

EXTERNAL RESTRUCTURING PROGRAM FOR THE COUNTY OF ORANGE

36. Receive and file the External Restructuring Program Report for the County of Orange

STRATEGIC/FINANCIAL PLAN UPDATE

37. Receive and file the Strategic/Financial Plan Report for the County of Orange.

12345 **APPROVED AS RECOMMENDED**

END OF CONSENT CALENDAR

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III. DISCUSSION ITEMS (Items 38-S38A)

HEALTH CARE AGENCY

38. Approve agreements with various providers for HIV services, 3/1/03 - 2/29/04 (\$3,977,391); and
approve related budget adjustments - All Districts
12345 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

- S38A. **County Executive Office** - Approve adoption of salary and terms and conditions of employment for
employees represented by the Orange County Managers Association and adoption of amendments to
Personnel and Salary Resolution for changes in terms and conditions of employment for unrepresented
managers - All Districts
54123 **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (Items CS-1-CS-2)

- CS-1. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(a):
Name of Case: Barratt American Inc., et al., v. County of Orange, OCSC Case No. 01CC04025
B.O. **HELD, NO REPORTABLE ACTION**
- CS-2. **County Executive Office** - CONFERENCE WITH LABOR NEGOTIATOR
Pursuant to Government Code Section 54957.6:
Agency Negotiator: Susan Paul
Employee Organizations: United Domestic Workers of America, AFSCME, AFL-CIO, In-Home
Supportive Services
B.O. **HELD, NO REPORTABLE ACTION**

VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Charles Griffin - Oral Re: News article regarding support of El Toro as airport and V Plan proposal

Cynthia Hanna & Shirley Adams - Oral Re: United Domestic Workers compensation

Larry Laven - Oral Re: Orange County Bankruptcy debt

BOARD COMMENTS:

Chairman Wilson - Oral Re: Direct County Counsel to agendize emergency status with Sheriff for future meetings

ADJOURNED: 11:40 P.M.

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*** KEY ***

Left Margin Notes

1. ✓ Supervisor Smith
2. ✓ Supervisor Silva
3. ✓ Supervisor Campbell
4. ✓ Supervisor Norby
5. ✓ Chairman Wilson

- A. ✓ Abstained
X. ✓ Excused
N. ✓ No
BO ✓ Board Order

Right Margin Notes

- O. ✓ Ordinance
R. ✓ Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

THOMAS W. WILSON, CHAIRMAN
Orange County Board of Supervisors

DARLENE J. BLOOM
Orange County Clerk of the Board